

10alt3-6-02

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/223,660
Filing Date	December 30, 1998
First Named Inventor	Wei Ming He et al.
Group Are Unit	2181
Examiner Name	Tim Vo
Attorney Docket Number	237/117

This is a Request for continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective May 29, 2000. If the above-identified was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SE/29) instead of a RCE to be eligible for the patented term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 2/12/02  
Any unentered amendment(s) referred to above will be entered.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declarations(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-2475
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17); if any extension of time is required, please consider this a request therefor.
- iii. ☐ Other: Any fee under \$1.15 or \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Donald Daybell	Registration No. (Attorney/Agent)	50,877
Signature	<i>Donald Daybell</i>	Date	March 5, 2002

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on March 5, 2002.

Name (Print/Type)	Tillie Mead	Date	March 5, 2002
Signature	<i>Tillie Mead</i>		

Official

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### FACSIMILE TRANSMITTAL FORM

<b>To:</b> USPTO	<b>Fax Number:</b> 703-305-3718	<b>Phone Number:</b>
<b>From:</b> Donald Daybell	<b>Fax Number:</b> 949-567-6600	<b>Phone Number:</b> 949-567-2357
<b>Re:</b> RCE	<b>Date/Time sent:</b> 3/5/02 2:59 PM	<b>No. of Pages:</b> 2 (incl. cover)
<b>Client Name:</b>	<b>Client Matter No.:</b> 237/117	

If you do not receive all of the pages, please call Tillie Mead at (949) 567-2300, extension 1114.

#### Notes/Comments:

Please expedite the attached as soon as possible. Thank you.

OC-103755.1 **TO BE COMPLETED BY FAX OPERATOR**

TIME TRANSMITTED: \_\_\_\_\_ TRANSMITTED BY: \_\_\_\_\_

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